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IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for PEPSICO, INC., THE PEPSI BOTTLING GROUP, INC., and PEPSI BOTTLING VENTURES LLC (collectively “the Defendants”), and BRIAN FIELMAN, on behalf of himself and all others similarly situated and CARMEN COLLADO, on behalf of herself and all others similarly situated (collectively “the Plaintiffs”), that the Plaintiff’s time to serve any opposition to Defendants’ Motion to Dismiss Pursuant to Fed. R.Civ. P. 12(b)(6) shall be extended to and including thirty days after transfer of the following actions to this Court pursuant to 28 U.S.C. § 1404 and/or 28 U.S.C. § 1407:

- *Anderson, et. al v. PepsiCo, Inc. and The Coca-Cola Company, Inc.*, Case No. 2:07-CV-02514 (W.D. Tenn.);
- *Litschke v. PepsiCo, Inc., The Pepsi Bottling Group, Inc. and Pepsi Bottling Ventures, LLC*, 2:07-cv-02100-FC-JFM (E.D. Cal.); and
- *Villa, et al. v. PepsiCo., Inc. and The Coca Cola Company Inc.*, Case No. 4:07-CV-3060 (S.D. Tex.).

Dated: October 30, 2007  
New York, New York

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SO ORDERED this 1st day of  
Nov., 2007  
Charles Brice  
U.S.D.J.